



# भारत का राजपत्र

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सं. 23]

नई दिल्ली, सितम्बर 2—सितम्बर 8, 2018, शनिवार/भाद्र 11—भाद्र 17, 1940

No. 23]

NEW DELHI, SEPTEMBER 2—SEPTEMBER 8, 2018, SATURDAY/BHADRA 11—BHADRA 17, 1940

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इस भाग में भिन्न पृष्ठ संख्या दी जाती है जिससे कि यह पृथक संकलन के रूप में रखा जा सके

Separate Paging is given to this Part in order that it may be filed as a separate compilation

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भाग II—खण्ड 3—उप-खण्ड (iii)

PART II—Section 3—Sub-section (iii)

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केन्द्रीय अधिकारियों (संघ राज्यक्षेत्र प्रशासनों को छोड़कर) द्वारा जारी किए गए साधारण आदेश और अधिसूचनाएं

Orders and Notifications issued by the Central Authorities (Other than the Administrations of Union Territories)

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## भारत निर्वाचन आयोग

नई दिल्ली, 6 सितम्बर, 2018

आ.अ. 42.—लोक प्रतिनिधित्व अधिनियम, 1951 (1951 का 43) की धारा 106 के अनुसरण में, भारत निर्वाचन आयोग 2014 की निर्वाचन अर्जी संख्या 8 में इलाहाबाद उच्च न्यायालय के तारीख 15 दिसम्बर, 2017 के निर्णय को एतद्वारा प्रकाशित करता है।

(निर्णय अधिसूचना के अंग्रेजी भाग में छपा हैं)

[सं. 82 / उ0प्र0—लो0स0 / 8 / 2014(इला.)]

आदेश से,

अनुज जयपुरियार, प्रधान सचिव

**ELECTION COMMISSION OF INDIA**

New Delhi, the 6th September, 2018

**O.N. 42.**—In pursuance of section 106 of the Representation of the People Act, 1951 (43 of 1951), the Election Commission of India hereby publishes the Judgement dated 15<sup>th</sup> December, 2017 of the High Court of Judicature at Allahabad in Election Petition No. 8 of 2014.

**IN THE HIGH COURT OF JUDICATURE AT ALLAHABAD****ELECTION PETITION NO. 8 OF 2014**

(Under Section 80, 80-A/81 of the Representation of People Act, 1951 read with Chapter XV-A of the Allahabad High Court Rules, 1952)

**DISTRICT: SAMBHAL**

**Dr. Shafiq-Ur Rahman Barq,**

Son of Sri A. Rahman,  
Resident of Mohalla-Deepa Sarai,  
Tehsil & District-Sambhal, Uttar Pradesh

...Petitioner

**Versus**

1. The Union of India through its Secretary Ministry of Home Affairs, New Dehi.
2. The Election Commission of India through the Chief Election Commissioner of India, Ashoka Road, New Delhi.
3. The Returning Officer, 8<sup>th</sup> Parliamentary Constituency, Sambhal, District-Sambhal, Uttar Pradesh.
4. Sri Satyapal Singh, son of Sri Tekchandra Singh, resident of House No. 289, Village & Police Station-Paakbara, Tehsil & District-Moradabad, U.P.
5. Sri Akil-Ur Rahman Khan, son of Sri Khalilur Rahman Khan, resident of Mohalla-Paith Itwar, Sarai Tarin, District-Sambhal.
6. Sri Acharya Pramod Krishnam, son of Sri Jashwant Singh, resident of Village-Achora Kambo District-Sambhal.
7. Sri Mohd. Asalam alias Paasha, son of Sri Mohd. Anish, resident of Mohalla-Daulat bagh, Bhairajwali Gali, District-Moradabad.
8. Sri Sri Darm Yadav alias D.P. Yadav son of Sri Tejpal, House No. 140-B, resident of Village-Jahangirabagh, Sahasvan, District-Badaun.
9. Dr. Rashid Ali, son of Mohd. Ishahaq, resident of Village and Post office-Gurer, Tehsil-Bilari, District Moradabad.
10. Rekha Devi Yadav, wife of Sri Virendra Singh, resident of Mohalla-Nai Basti, Hanumangarhi, District-Sambal.
11. Sri Akil Ahamad, son of Sri Zarif Ahmad, resident of Sagg Sarai, District-Sambhal.
12. Sri Nanad Ram Khadagvanshi, son of Sri Dalchand, resident of Sihaman Hazari, Dr. Garisan Kataghar, District-Moradabad.
13. Sri Nootan Vijaya, son of Sri Ram Mohan, resident of Gandhi Road Adarsh Nagar, Chandausi, District-Sambhal,
14. Sri Firoz Haidar, Son of Sri Jauhar Husain, resident of Village-Itrotita, Post Office-Asmauti, District-Sambhal,
15. Sri Rashid, Son of Sri Hazi Mohammad Husain, resident of village-Turtipur Itaha, Post Office-Sakanuddin Sarai, District-Sambhal.

...Respondents/Opposite Parties.

**Court No. - 58**

**Case :- ELECTION PETITION No. - 8 of 2014**

**Petitioner :-** Dr. Shafiq-Ur Rahman Barq

**Respondent :-** The Union of India Through Its Secretary And 14 Others

**Counsel for Petitioner :-** In Person, Ravi Bala, S.S.A. Kazmi, Yogendra Kumar Yadav

**Counsel for Respondent :-** Bhoopendra Nath Singh, K.R. Singh, Kshitij Shailendra, M.C. Gupta, Neeraj Tripathi, P.K. Chaurasia

**Hon'ble Amar Singh Chauhan,J.**

List is revised. None appears on behalf of petitioner to press the petition whereas Shri Vivek Kumar Singh, learned counsel for respondent No. 2, holding brief of Shri Bhoopendra Nath Singh, Advocate, Shri M.C. Gupta and Shri K.R. Singh on behalf of respondent No. 4 are present.

The petition is accordingly dismissed for want of prosecution.

**Order Date:-** 15.12.2017

Sd/-

AMAR SINGH CHAUHAN, J.

[No. 82/UP-HP/8/2014(Alld.)]

By Order,  
ANUJ JAIPURIAR, Principal Secy.

नई दिल्ली, 6 सितम्बर, 2018

**आ.अ. 43.—**लोक प्रतिनिधित्व अधिनियम, 1951 (1951 का 43) की धारा 106 के अनुसरण में, भारत निर्वाचन आयोग 2014 की निर्वाचन अर्जी संख्या 7 में इलाहाबाद उच्च न्यायालय के तारीख 15 दिसम्बर, 2017 के निर्णय को एतद्वारा प्रकाशित करता है।

(निर्णय अधिसूचना के अंग्रेजी भाग में छपा है)

[सं. 82/उ0प्र0—लो0स0/7/2014(इला.)]

आदेश से,

अनुज जयपुरियार, प्रधान सचिव

New Delhi, the 6th September, 2018

**O.N. 43.—**In pursuance of section 106 of the Representation of the People Act, 1951 (43 of 1951), the Election Commission of India hereby publishes the Judgement dated 15<sup>th</sup> December, 2017 of the High Court of Judicature at Allahabad in Election Petition No. 7 of 2014.

### **IN THE HIGH COURT OF JUDICATURE AT ALLAHABAD**

#### **ELECTION PETITION NO. 7 OF 2014**

[Under Section 80, 80-A and 81 read with section-100-1(C) of the Representation of the People Act, 1951]

#### **DISTRICT:SAMBHAL**

Hurr Mehdi Baqri aged about 34 years, S/o Late Sri Ali Ibnul Hasan Baqri, Resident of village in Ikrotia, Post Office-Asmoli, Tehsil-Sambhal, District-Sambhal (U.P).

...Election Petitioner

#### **Versus**

Satya Pal Singh Aged about 40 years, Son of Sri Tekchandra Singh, Resident of House No. 289 Village Pakbara, Police Station-Pakbara, Tehsil Moradabad, District-Moradabad.

...Respondent

#### **Court No. - 58**

**Case :-** ELECTION PETITION No. - 7 of 2014

**Petitioner :-** Hurr Mehdi Baqri

**Respondent :-** Satya Pal Singh

**Counsel for Petitioner :-** Hurr Mehdi Baqri (Inperso, P.C. Srivastava, R.K.S. Nishith, Rakesh Chnandra Srivastava

**Counsel for Respondent :-**K.R. Singh, M.C. Gupta, Neeraj Tripathi, P.K. Chaurasiya

**Hon'ble Amar Singh Chauhan,J.**

At the outset, Sri P.C. Srivastava, learned counsel for the petitioner made a request in the presence of Sri K.R. Singh and M.C. Gupta, learned counsel for the respondent to dismiss the petition as not pressed.

Prayer made is allowed.

The application stands dismissed as not pressed.

**Order Date:-** 15.12.2017

Sd/-

AMAR SINGH CHAUHAN, J.

[No. 82/UP-HP/7/2014(Alld.)]

By Order,

ANUJ JAIPURIAR, Principal Secy.

### आदेश

नई दिल्ली, 7 सितम्बर, 2018

**आ.आ. 44.—यतः;** भारत निर्वाचन आयोग का यह समाधान हो गया है कि मणिपुर राज्य में विधान सभा के साधारण निर्वाचन, 2017 में नीचे की सारणी के स्तंभ 4 में विनिर्दिष्ट निर्वाचन लड़ने वाले प्रत्येक अभ्यर्थी, स्तंभ 3 में अपने नाम के सामने विनिर्दिष्ट निर्वाचन क्षेत्र से, लोक प्रतिनिधित्व अधिनियम, 1951 तथा तदीन बनाए गए नियमों के अंतर्गत यथाअपेक्षित, उक्त सारणी के स्तंभ 5 में यथादर्शित अपने निर्वाचन व्यय का लेखा दाखिल करने में असमर्थ रहा है;

और यतः, उक्त अभ्यर्थी ने निर्वाचन आयोग द्वारा सम्यक नोटिस दिए जाने के बावजूद, उक्त विफलता के लिए या तो कोई कारण या स्पष्टीकरण उपलब्ध नहीं कराया है, या उनके द्वारा दिए गए अभ्यावेदन, यदि कोई हो, पर विचार करने के उपरांत, भारत निर्वाचन आयोग का यह समाधान हो गया है कि उक्त विफलता के लिए उनके पास कोई उपयुक्त कारण नहीं है;

अतः, अब, लोक प्रतिनिधित्व अधिनियम, 1951 की धारा 10-के अनुसरण में, निर्वाचन आयोग नीचे की सारणी के स्तंभ 4 में विनिर्दिष्ट व्यक्ति को संसद के किसी भी सदन या राज्य या संघ राज्य क्षेत्र से लोकसभा या विधानसभा या विधान परिषद् के लिए सदस्य चुने जाने या होने के लिए, इस आदेश की तारीख से तीन वर्ष की अवधि के लिए निरर्हित घोषित करता है:

### सारणी

क्रम सं0	निर्वाचन का विवरण	विधान सभा निर्वाचन क्षेत्र की सं0 और नाम	निर्वाचन लड़ने वाले अभ्यर्थी का नाम और पता	निरहता का कारण
(1)	(2)	(3)	(4)	(5)
1.	मणिपुर राज्य से विधान सभा के लिए साधारण निर्वाचन, 2017	18-कोन्थाऊजम विधान सभा निर्वाचन- क्षेत्र	श्री नोंगमाईथेम सान्ता सिंह सागोलतोंगवा माखा लेइकाई, मणिपुर	निर्वाचन व्यय का लेखा दाखिल करने में असमर्थ रहे।

[सं. 76/मणिपुर-वि.स./2017]

आदेश से,

मोहम्मद उमर, सचिव

**ORDER**

New Delhi, the 7th September, 2018

**O.N. 44.**—Whereas, the Election Commission of India is satisfied that each of the contesting candidate specified in column 4 of the Table below at the General Election to the Legislative Assembly, 2017, in the Manipur State held from the constituency specified in column 3 against his name has failed to lodge the account of his election expenses as shown in column 5 of the said Table as required by the Representation of the People Act, 1951 and the Rules made thereunder;

And whereas, the said candidate has either not furnished any reason or explanation for the said failure even after due notice by the Election Commission or after considering the representation made by him, if any, the Election Commission is satisfied that he has no good reason or justification for the said failure;

Now, therefore, in pursuance of Section 10A of the said Act, the Election Commission hereby declares the person specified in column 4 of the Table below to be disqualified for being chosen as and for being a member of either House of Parliament or the Legislative Assembly or Legislative Council of a State or Union Territory for a period of three years from the date of this order:

**TABLE**

Sl. No.	Particulars of Election	No. & Name of Assembly Constituency	Name & Address of Contesting Candidate	Reasons for Disqualification
(1)	(2)	(3)	(4)	(5)
1.	General Election to the Legislative Assembly 2017 from the state of Manipur.	18-Konthoujam Legislative Assembly Constituency	Shri Nongmaithem Santa Singh Sagoltongba Makha Leikai, Manipur	Failed to lodge accounts of election expenses.

[No.76/MR-LA/2017]

By Order,

MOHAMMED UMAR, Secy.